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Representing the United States of America

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,

|Case No. 2:19-mj-00137-DJA

Plaintiff,

vs.

EDDIE KENT HAMPTON,

**STIPULATION TO CONTINUE
PRELIMINARY EXAMINATION
(Sixth Request)**

Defendant.

14 IT IS HEREBY STIPULATED AND AGREED, by and between, the United States of
15 America, through the undersigned, together with Gabriel Grasso, counsel for defendant EDDIE
16 HAMPTON, that the preliminary examination hearing currently scheduled for September 30,
17 2019 at 4:00 p.m., be vacated and reset to a date and time convenient to the Court but no sooner
18 than 30 days.

19 This stipulation is entered into for the following reasons:

20 1. Defense counsel is out of the jurisdiction and needs additional time to review
21 discovery in this case and prepare for the preliminary hearing in the event that it goes forward

22 2. Government counsel also needs additional time to prepare for the preliminary
23 hearing in the event that it goes forward

1 3. The Defendant is currently incarcerated and does not object to the continuance.
2 4. Additionally, denial of this request for continuance could result in a miscarriage of
3 justice.
4 5. The additional time requested by this Stipulation is made in good faith and not for
5 purposes of delay.
6 6. This is the sixth request for a continuance of the preliminary hearing.

7 DATED this 27th day of September, 2019.

8
9 NICHOLAS A. TRUTANICH
10 UNITED STATES ATTORNEY

11 _____
12 /s/ *Nadia Ahmed*

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14 NADIA AHMED
15 Assistant United States Attorneys

16 _____
17 /s/ *Gabriel Grasso*

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19 GABRIEL GRASSO
20 Counsel for Defendant Eddie Hampton

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,

Plaintiff,

VS.

EDDIE KENT HAMPTON,

Defendant.

Case No. 2:19-mj-00137-DJA

ORDER

1. Defense counsel is out of the jurisdiction and needs additional time to review discovery in this case and prepare for the preliminary hearing in the event that it goes forward.

10 2. Government counsel also needs additional time to prepare for the preliminary
11 hearing in the event that it goes forward.

3. The Defendant is currently incarcerated and does not object to the continuance.

13 4. Additionally, denial of this request for continuance could result in a miscarriage of
14 justice.

15 5. The additional time requested by this Stipulation is made in good faith and not for
16 purposes of delay.

17 6. This is the sixth request for a continuance of the preliminary hearing.

For all of the above-stated reasons, the ends of justice would best be served by a continuance of the preliminary hearing date.

CONCLUSIONS OF LAW

The ends of justice served by granting said continuance outweigh the best interest of the public and the defendants, since the failure to grant said continuance would be likely to result in a miscarriage of justice, would deny Defendant Hampton to potentially resolve the case pre-

1 indictment, and if the case is not resolved pre-indictment, it further would deny the parties
2 sufficient time and the opportunity within which to be able to effectively and thoroughly
3 prepare for the preliminary hearing and for the government to have continuity of counsel,
4 taking into account the exercise of due diligence.

5 The continuance sought herein is allowed, with the defendants' consent, pursuant to Federal
6 Rules of Procedure 5.1(d).

7 IT IS THEREFORE ORDERED that the preliminary examination in the above-
8 captioned matter currently scheduled for September 30, 2019 at 4:00 p.m., be vacated and
9 continued to Monday, November 4, 2019, at 4:00 p.m.

10 **IT IS SO ORDERED.**

11
12 Entered: September 27, 2019


13 **UNITED STATES MAGISTRATE JUDGE**